IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
JAIPUR BENCH
S.B. Civil Writ Petition No.8674/06
Rambabu Vs. State of Raj. & Ors.

12.04.2007

Hon'ble Mr. Justice Mohammad Rafiq

Shri Anil Jain for petitioner.

Heard learned counsel for the petitioner.

The petitioner is aggrieved by the grant of licence for running a fair price shop in Village Rahrai, Tehsil Basedi, Distt. Dholpur to the respondent no.4, for which he had also applied, on the ground that he was resident of that very Village whereas respondent no.4 is residing 8 kms. away from the Village Rahrai.

I do not see any reason why the petitioner cannot agitate his grievance before the Food Commissioner which is the appellate authority against the impugned order as per clause 22 of the Rajasthan

Foodgrains & other Essential Article (Regulation of Distribution) Order, 1976. Besides this, the petitioner can also raise other grounds as to the alleged irregularities in the awarding of the licence for fair price shop to the respondent no.4 before the Food Commissioner and if petitioner files any such appeal before the Food Commissioner within four weeks, it is directed that the said appeal shall be decided upon hearing the petitioner as well as respondent no.4 within four months thereafter.

With these directions, the writ petition stands disposed of.

(Mohammad Rafiq),J.

Rs/-